IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO. 3267 OF 2005

IN

WRIT PETITION NO. 5250 OF 2005

Office Notes, Office Memoranda of : coram, appearances, Court's Orders: or directions and Registrar Orders:	Court's or Judge's orders

Mr.S.N. Kantawalla i/b Mr.B.G. Tangsali for the Petitioners.

Mr.A.S. Rao for the Respondents.

CORAM : H.L. GOKHALE &
J.P. DEVADHAR, JJ.

DATE : 15TH DECEMBER 2005

P.C. :

1. Heard Mr.Kantawalla in support of this Civil Application. Mr.Rao appears for the Respondents.

2. The Application seeks restoration of the petition which was dismissed for default. There is also a prayer for condonation of delay in taking out this Application. Mr.Rao leaves it to the court to pass appropriate order.

3. In the circumstances, we grant

this application in terms of prayers (a) and (b). Delay is condoned. Petition is restored to the file. Order of dismissal is set aside. Main petition be listed for admission on 19th January 2006.

(H.L. GOKHALE, J.)

(J.P. DEVADHAR, J.)